GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

EFS&T Dept. – Forest Clearance - Diversion of 0.11 ha of forest land in Compartment No.973, K. Polavaram Forest Block, Rebaka beat, Yellamanchili Range, Anakapalli Division for laying of PVC pipeline to draw sea water from Bay of Bengal to establish shrimp hatchery in favour of M/s Sai Aqua Hatchery – Final approval accorded - Orders - Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (SEC.II) DEPARTMENT

G.O.MS.No. 49 **Dated: 11-11-2024**

Read the following:-

1) From the PCCF & HoFF, Lr.Rc.No.EFS02-15027/5/2021-FCA-SEC PCCF/FCA-3, dated 14.08.2023.
2) State Govt. Letter No.1848/Section-II/2023/2195565, dated 21.11.2023.
3) From the MoEF & CC, GoI, Sub-office at Vijayawada online proposal No.FP/AP/Pipeline/438613/2023, dated 11.03.2024.
4) From the PCCF & HoFF, Lr.Rc.No.EFS02-15027/5/2021-FCA SEC-PCCF/FCA-3, dated 02.08.2024.
5) State Govt. Letter No.1848/Section-II/2023/2195565, dated 20.09.2024.
6) From the MoEF & CC, GoI, Sub-office at Vijayawada, online proposal No.FP/AP/Pipeline/438613/2023, dated 27.09.2024.

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ORDER:

In the letter 1st read above, the PCCF & HoFF, A.P., Mangalagiri, Guntur Dist, has submitted a proposal seeking prior approval from the Central Government under Section-2 of the Forest (Conservation) Act, 1980 for "diversion of 0.11 ha of forest land in Compartment No.973, K. Polavaram Forest Block, Rebaka beat, Yelamanchili Range, Anakapalli Division for laying of PVC pipeline to draw sea water from Bay of Bengal to establish shrimp hatchery in favour of M/s Sai Aqua Hatcheries" and the same has been sent to the GoI, MoEF&CC, Sub-office of the Regional Office, Vijayawada for according in-principle approval under Section-2 of the Forest (Conservation) Act, 1980 vide letter 2nd read above.

2. In the letter 3rd read above, the Government of India, Ministry of Environment & Forests, Sub-office of the Regional Office, Vijayawada, have accorded in-principle approval under Section-2 (1) of the Van(Sanrakshan Evam Samvardhan) Adhiniyam, 1980, for the above proposal, subject to the conditions stipulated therein.

3. In the letter 4th read above, the PCCF & HoFF, A.P., Mangalagiri, Guntur Dist, has submitted a compliance report on the conditions stipulated in the "in-principle approval" for onward submission to the GoI, MoEF & CC, Sub-office of the Regional Office, Vijayawada for according 'Final' approval under Section-2 (1) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for the proposal. The same has been forwarded to the GoI, MoEF & CC, Sub-office of the Regional Office, Vijayawada for according 'Final' approval to the proposal vide letter in the 5th read above.

4. In the letter 6th read above, the Government of India, Ministry of Environment, Forests & Climate Change, Sub-office of the Regional Office, Vijayawada have accorded "Final approval" under Section-2(1) of the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 for "diversion of 0.11 ha of forest land in Compartment No.973, K. Polavaram Forest Block, Rebaka beat, Yelamanchili Range, Anakapalli Division for laying of PVC pipeline to draw sea water from Bay of Bengal to establish shrimp hatchery in favour of M/s Sai Aqua Hatcheries, subject to the fulfillment of certain conditions stipulated therein.

5. Government, after careful examination of the proposal, hereby accord permission to the PCCF & HoFF, A.P., Mangalagiri, Guntur Dist, for "diversion of 0.11 ha of forest land in Compartment No.973, K. Polavaram Forest Block, Rebaka beat, Yelamanchili Range, Anakapalli Division for laying of PVC pipeline to draw sea water from Bay of Bengal to establish shrimp hatchery in favour of M/s Sai Aqua Hatcheries", subject to the following conditions:-

1. General Conditions

Sl.No.	Conditions
1.1	"Legal status of the diverted forest land shall remain unchanged"
1.2	The period of diversion under this approval shall be co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.
1.3	No additional or new paths will be constructed inside the forest area for transportation of construction materials for execution of the project work.
1.4	The total forest area utilized for the project shall not exceed 0.11 ha.
1.5	No labour camp shall be established on the forest land.
1.6	The User Agency shall provide fuels preferably alternate fuels to the labourers and the staff working at the site so as to avoid any damage and pressure on the nearby forest areas.
1.7	The forest land shall not be used for any purpose other than that specified in the proposal.
1.8	The layout plan of the proposal shall not be changed without the prior approval of the Central Government.
1.9	No damage to the flora and fauna of the adjoining area shall be caused.
1.10	The forest land proposed to be diverted shall under no circumstances be transferred to any other agency, department or person without prior approval of the Central Government.
1.11	Display board at starting and ending point showing details of forest land involved in diversion and clearly mentioning the status of land as "Forest land".
1.12	All the material required for pipeline work shall be brought from outside and no material shall be collected from the Reserve Forest or reserve land.
1.13	Underground pipelines have to be covered properly and it should not be visible from outside.
1.14	The effluents shall be discharged after proper treatment as per approval by the competent authority. In any case treated effluents shall not be released into the forest area. Necessary safeguards to be in place in case of any accident or spill over.
1.15	The State Forest Department shall ensure settlement of rights under the scheduled tribes and other Traditional forest dwellers (Recognition of forest rights) Acts 2006.
1.16	The concerned Divisional Forest Officer will monitor and take necessary mitigative measures to ensure that there is no adverse impact on the forest in the surrounding area.
1.17	The User Agency shall submit the annual self-compliance report in respect of the above stated conditions to the State Government and Regional Office by the end of March every year.
1.18	The user agency shall comply with all the provisions of the all Acts, Rules, Regulations, Guidelines, Hon'ble Court Order (s) and NGT Order (s) pertaining to this project, if any, for the time being in force, as applicable to the project.
1.19	Any other condition that the Ministry of Environment, Forest and Climate Change may stipulate from time to time in the interest of conservation, protection and development of Forest and Wildlife.

1.20	Violation of any of these conditions will amount to violation of Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980 and action would be taken as prescribed under the Act, Rules and Guidelines relevant.

2. Standard conditions

Sl.No.	**Conditions**
2.1	**"N/A"**

3. Specific Conditions

Sl.No.	Conditions
3.1	The State Forest Department shall raise and maintain 100 Casuarina seedlings in 0.04 ha of land identified by State Forest Department towards mitigation measures to tackle the problems such as wind, erosion, etc. at the cost of the User Agency.
3.2	The State Forest Department shall raise and maintain 100 number of seedlings in the 0.091 ha of degraded forest area identified by State Forest Department towards Compensatory Afforestation at the cost of the User Agency.
3.3	The KML file of the forest area to be diverted and CA area shall be uploaded on the e-green watch portal with all requisite details.
3.4	The State Forest Department / User Agency shall obtain necessary approval under applicable law/rules/orders including procedural/regulatory requirements under CRZ regulations.
3.5	The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost as per the directions of concerned Divisional Forest Officer.

6. The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G. ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests & Head of Forest Force,
Andhra Pradesh, Mangalagiri, Guntur District.

Copy to:

The Inspector General of Forests,
ROHQ, MoEF&CC, Indira Paryavaran Bhavan,
Jor Bagh Road, Aliganj, New Delhi – 110 003.

The Assistant Inspector General of Forests (Central),
GoI, MoEF&CC, Sub-office at Vijayawada of
Regional Office, Chennai, Green House Complex,
Gopal Reddy Road, Vijayawada – 520 010.

M/s. Sai Aqua Hatcheries, S.Rayavaram,
Anakapalli District - 530013

SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER